



RESPONSE TRANSMITTAL LETTER  
APPLICATION NO. 10/638,554

AF  
ZFW

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/638,554  
Applicants : Teresa S. Healy, et al.  
Filed : August 12, 2003  
TC/A.U. : 3765  
Examiner : Moran, Katherine M.  
Confirmation No. : 5392  
Docket No. : GRAY-033/00US  
Title : EAR WARMER HAVING A MEMBRANE  
FORMING A RECEPTACLE

**Mail Stop AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**TRANSMITTAL OF RESPONSE**

1. Enclosed are the following documents in response to the Office Action mailed September 28, 2006 for the above-identified application:

- |                                     |                                         |
|-------------------------------------|-----------------------------------------|
| <input checked="" type="checkbox"/> | Amendment/Response (11 pages)           |
| <input type="checkbox"/>            | Petition for Extension of Time          |
| <input type="checkbox"/>            | Request for Approval of Drawing Changes |
| <input type="checkbox"/>            | Information Disclosure Statement        |
| <input type="checkbox"/>            | Notice of Appeal                        |
| <input type="checkbox"/>            | Associate Power                         |
| <input type="checkbox"/>            | Revocation and New Power                |
| <input type="checkbox"/>            | Change of Address                       |
| <input checked="" type="checkbox"/> | Return receipt postcard                 |
| <input type="checkbox"/>            | Other:                                  |

**2. Fees**

- ☒ No fees are believed to be due at this time.
- ☐ Credit card payment has been submitted concurrently with the filing of this transmittal (fees have been calculated by EFS Web System).
- ☒ The Commissioner is hereby authorized to charge any additional appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 05-0460.

Dated: December 22, 2006

**EDELL, SHAPIRO & FINNAN, LLC**  
**CUSTOMER NO. 27896**  
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(301) 424-3640

Respectfully submitted by:

Thomas W. Lynch  
Thomas W. Lynch  
Reg. No. 42,820



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**AMENDMENT AFTER FINAL OFFICE ACTION**

Sir:

In response to the Final Office Action mailed September 28, 2006, the period for response to which extends to December 28, 2006, the Applicants submit the following Amendments and Remarks.

The Applicants do not believe that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in document accompanying this paper.

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 2 of this paper.

**Remarks** begin on page 10 of this paper.